

# Towns County Herald

## Legal Notices for April 20, 2016

### NOTICE TO DEBTORS AND CREDITORS

#### STATE OF GEORGIA COUNTY OF TOWNS

RE: Estate of Ethelyn Lively Martin

All creditors of the estate of Ethelyn Lively Martin, deceased, late of Towns County, Georgia, are hereby notified to render their demands to the undersigned according to law, and all persons indebted to said estate are required to make immediate payment to the undersigned.

This the 24th day of March, 2016

James M. Moultrie  
Personal Representative  
3160 Baldview Road  
Hiawassee, GA 30546  
706-896-1370

T(Mar30,Apr6,13,20)P

#### STATE OF GEORGIA COUNTY OF TOWNS

### NOTICE TO DEBTORS AND CREDITORS

RE: ESTATE OF DOROTHY deJARNETTE REX

All debtors and creditors of the estate of Dorothy deJarnette Rex, deceased, late of Towns County, Georgia, are hereby notified to render their demands and payments to the Executor of said Estate, according to law, and all persons indebted to said estate are required to make immediate payment to the Executor.

This 23rd day of March

Eugene D. Rex, Executor  
Address: 1354 Deerfield Road  
Young Harris, GA 30582

T(Mar30,Apr6,13,20)B

### NOTICE TO DEBTORS AND CREDITORS

TO: All Creditors of Willis Frank Shook, late of Towns County, Georgia:

On behalf of Willis Frank Shook, now deceased you are hereby notified, pursuant to O.C.G.A. 53-7-92, to render in your demands and claims to and all persons who claim indebtedness by Willis Frank Shook.

Willis Frank Shook

c/o Brent Shook - Administrator of the Estate  
J. Kevin Sharpe, Attorney  
55 Millcreek Trail  
Cleveland, GA 30528

T(Mar30,Apr6,13,20)P

### NOTICE TO DEBTORS AND CREDITORS

All creditors of the Estate of Louise O'Brien Napier, late of Towns County, Georgia, deceased, are hereby notified to render in their demands to the undersigned according to law, and all persons indebted to said Estate are required to make immediate payment.

Deborah N. Smith, Administrator

Estate of Louise O'Brien Napier, deceased

Mark D. Brandenburg, Esq.  
Abrams, Davis, Mason & Long  
1100 Peachtree Street, Suite 1600

T(Mar30,Apr6,13,20)B

### NOTICE TO CREDITORS AND DEBTORS

All creditors and debtors of the estate of LEO DUNFEE HESSON deceased of Towns County, Hiawassee, Georgia are hereby notified to render in their demands to the undersigned according to law; and all persons indebted to said estate are required to make immediate payment to the undersigned.

This 25th day of March, 2016.

Beverly Joyce Hesson, Executrix  
1326 Harris Ridge Road  
Young Harris, Georgia 30582

T(Mar30,Apr6,13,20)B

### NOTICE TO DEBTORS AND CREDITORS

All creditors of the estate of Kenneth Miles Gerrard, deceased, late of Towns County, Georgia, are hereby notified to render their demands to the undersigned according to law, and all persons indebted to said estate are required to make immediate payment to the undersigned.

This the 11th day of April, 2016

Thrivent Trust Company  
Executor of the Estate of  
Kenneth Miles Gerrard  
Cheryl J. Mills  
Senior Estate Settlement Office  
Trust and Investment Services  
Mail Stop F123  
4321 North Ballard Road  
Appleton, WI 54919-0001

T(Apr20,27,May4,11)P

#### IN THE SUPERIOR COURT OF TOWNS COUNTY STATE OF GEORGIA

Diana Lance, Plaintiff

vs.

Robert Kenard, Defendant

Case No: 16-CV-27MM

Service by Publication

TO: Robert Kenard

The above named person is directed to take note that a Complaint for Divorce was filed in the Superior Court of Towns County on February 29, 2016, and that this Court has ordered that service by publication be made upon the above named person on March 31, 2016. Such said person is directed to file an Answer and serve said answer upon the Plaintiff's attorney named below within sixty (60) days of the date of this Order providing for service by publication.

This 4th day of April, 2016

Sean A. Black

Attorney for the Plaintiff

Georgia Bar No: 059860

T(Apr20,27,May4,11)P

### NOTICE

(For Discharge from Office and all Liability)

PROBATE COURT OF TOWNS COUNTY

RE: PETITION OF JACILYN LEDFORD HESTING FOR DISCHARGE AS ADMINISTRATOR OF THE ESTATE OF OLA LEDFORD, DECEASED.

TO: Tracy Ledford & Tony Ledford:

This is to notify you to file objection, if there is any, to the above referenced petition, in this Court on or before April 25, 2016.

BE NOTIFIED FURTHER: All objections to the petition must be in writing, setting forth the grounds of any such objections. All pleadings/objections must be signed before a notary public or before a probate court clerk, and filing fees must be tendered with your pleadings/objections, unless you qualify to file as an indigent party. Contact probate court personnel at the following address/telephone number for the required amount of filing fees. If any objections are filed, a hearing will be scheduled at a later date. If no objections are filed, the petition may be granted without a hearing.

David Rogers

PROBATE JUDGE

By: Kerry L. Berrong

PROBATE CLERK/DEPUTY CLERK

48 River St. Suite C

Hiawassee, GA 30546

ADDRESS

706-896-3467

TELEPHONE NUMBER

T(Mar30,Apr6,13,20)B

### NOTICE

(For Discharge from Office and all Liability)

PROBATE COURT OF TOWNS COUNTY

RE: PETITION OF DEBORAH N. SMITH FOR DISCHARGE AS ADMINISTRATOR OF THE ESTATE OF LOUISE O'BRIEN NAPIER, DECEASED.

TO: All interested parties and to whom it may concern:

This is to notify you to file objection, if there is any, to the above referenced petition, in this Court on or before May 2, 2016.

BE NOTIFIED FURTHER: All objections to the petition must be in writing, setting forth the grounds of any such objections. All pleadings/objections must be signed before a notary public or before a probate court clerk, and filing fees must be tendered with your pleadings/objections, unless you qualify to file as an indigent party. Contact probate court personnel at the following address/telephone number for the required amount of filing fees. If any objections are filed, a hearing will be scheduled at a later date. If no objections are filed, the petition may be granted without a hearing.

David Rogers

PROBATE JUDGE

By: Kerry L. Berrong

PROBATE CLERK/DEPUTY CLERK

48 River St. Suite C

Hiawassee, GA 30546

ADDRESS 706-896-3467

TELEPHONE NUMBER

T(Apr20)B

### NOTICE OF SALES AND USE TAX TO THE QUALIFIED VOTERS OF TOWNS COUNTY

Notice is hereby given that on May 24, 2016, an election will be held in Towns County, Georgia, at which time there will be submitted to the qualified voters of Towns County, Georgia for their determination the question of whether or not a one percent sales and use tax for educational purposes should be imposed for a period of time not to exceed four years, beginning with the first day of the next succeeding calendar quarter where it begins more than 80 days after the date of the election, and for the raising of not more than \$8,500,000 for the purposes described below.

The ballots to be used at such referendum for the voters in the Towns County School District shall have written or printed hereon substantially the following:

\_\_\_ YES

\_\_\_ NO

Shall a one percent sales and use tax for educational purposes be imposed in Towns County for a period of time not to exceed four years, beginning with the first day of the next succeeding calendar quarter where it begins more than 80 days after the date of the election, and for the raising of not more than \$8,500,000 to be distributed to the Towns County School District with such taxes to be used for the following purposes:

(i) remodeling, renovating, modifying, furnishing, and equipping school buildings, classrooms, instructional and support space, kitchens, auditoriums, and other facilities (including physical education/athletic facilities) at existing school district facilities; (ii) acquiring furnishings, equipment and fixtures for new and existing facilities district-wide including, but not limited to, technology equipment, safety and security equipment, signage, band instruments, and other furnishings; (iii) acquiring and installing energy savings equipment and technology; (iv) acquiring and/or improving land for school district facilities; (v) acquiring books, digital resources, and other media for the school district; (vi) purchasing school buses or other vehicles; and (vii) payment of expenses incident to accomplishing the foregoing.

The voting polls will be open at 7:00 o'clock, A.M., and will close at 7:00 o'clock, P.M., on the said date fixed for the election, and the place for voting will be at the regular places for holding elections included in Towns County. Those qualified to vote at the election shall be determined in all respects in accordance and in conformity with the laws of the State of Georgia.

Pursuant to O.C.G.A. § 21-2-224(b)(1), the registration deadline for taking applications from persons desiring to register to vote in this election will be at the close of business on April 26, 2016.

Those residents of Towns County qualified to vote at such referendum shall be determined in all respects in accordance with the election laws of the State of Georgia.

Cliff Bradshaw

Chairman, Board of Education of

Towns County

Janet R. Oliva

Chair

Towns County Board of Elections and

Registration

T(Apr20-May18)B

### NOTICE OF SALE UNDER POWER

GEORGIA, TOWNS COUNTY

THIS IS AN ATTEMPT TO COLLECT A DEBT. ANY INFORMATION OBTAINED WILL BE USED FOR THAT PURPOSE.

Under and by virtue of the Power of Sale contained in a Security Deed given by Richard J Hauschild and Green Space Investments, LLC to Wachovia Bank, National Association, dated March 12, 2007, recorded in Deed Book 406, Page 43, Towns County, Georgia Records, conveying the after-described property to secure a Note in the original principal amount of EIGHT HUNDRED EIGHTY-EIGHT THOUSAND AND 0/100 DOLLARS (\$888,000.00), with interest thereon as set forth therein, there will be sold at public outcry to the highest bidder for cash before the courthouse door of Towns County, Georgia, or at such place as may be lawfully designated as an alternative, within the legal hours of sale on the first Tuesday in May, 2016, the following described property: SEE EXHIBIT "A" ATTACHED HERETO AND MADE A PART HEREOF The debt secured by said Security Deed has been and is hereby declared due because of, among other possible events of default, failure to pay the indebtedness as and when due and in the manner provided in the Note and Security Deed. The debt remaining in default, this sale will be made for the purpose of paying the same and all expenses of this sale, as provided in Security Deed and by law, including attorney's fees (notice of intent to collect attorney's fees having been given). Said property will be sold subject to any outstanding ad valorem taxes (including taxes which are a lien, but not yet due and payable), any matters which might be disclosed by an accurate survey and inspection of the property, any assessments, liens, encumbrances, zoning ordinances, restrictions, covenants, and matters of record superior to the Security Deed first set out above.

Wells Fargo Bank, NA successor by merger to Wachovia Bank, National Association is the holder of the Security Deed to the property in accordance with OCGA § 44-14-162.2. The entity that has full authority to negotiate, amend, and modify all terms of the mortgage with the debtor is: Wells Fargo Home Mortgage a div. of Wells Fargo Bank, N.A., 1 Home Campus, MAC# X2303-02D, Des Moines, IA 50328 1-888-508-8811. To the best knowledge and belief of the undersigned, the party in possession of the property is Green Space Investments, LLC or a tenant or tenants and said property is more commonly known as 1295 Hopkins Lane, Tate City, Georgia 30546. The sale will be conducted subject (1) to confirmation that the sale is not prohibited under the U.S. Bankruptcy Code and (2) to final confirmation and audit of the status of the loan with the holder of the security deed. Wells Fargo Bank, NA successor by merger to Wachovia Bank, National Association as Attorney in Fact for Richard J Hauschild and Green Space Investments, LLC McCalla Raymer, LLC 1544 Old Alabama Road Roswell, Georgia 30076 www.foreclosurehotline.net EXHIBIT "A" All that certain property situated in the City of Tate City, in the County of Towns and State of Georgia and being described in a deed dated 11/03/2005 and recorded 11/04/2005 in Book 352, Pages 609-610 among the land records of the County and State set forth above and referenced as follows: Land Lots 87 and 94, District 1, 1st Section, 9.79 acres, Plat Book 24, Page 117, recorded 08/19/1999. Parcel ID Number: 93-10 MR/ajh2 5/3/16 Our file no. 5421415 - FT12

T(Apr6,13,20,27)B